

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA, ) Criminal No. 04-10176-RWZ  
v. )  
ITZA RUIZ, A/K/A ITZA GALVAN ) Record Owner:  
SANTOS, AND HERIBERTO RUIZ, ) Heriberto Ruiz  
Defendants. )  
 ) Property:  
 ) 226 Essex Street  
 ) Saugus, Massachusetts  
 )  
 ) Deed  
 ) Book 22226, Page 165

**RELEASE OF NOTICE OF LIS PENDENS**

TO ALL WHOM IT MAY CONCERN:

PLEASE TAKE NOTICE that the United States of America, by its attorney, Michael J. Sullivan, United States Attorney for the District of Massachusetts, hereby releases the Notice of Lis Pendens against the real property located at 226 Essex Street, Saugus, Massachusetts (the "Real Property"). For title to the real property, see Deed recorded at Book 22226, Page 165, of the Essex County Registry of Deeds in the name of Heriberto Ruiz, reflecting the conveyance of the property on December 19, 2003, by deed of Aixa Gomez to Heriberto Ruiz.

The Notice of Lis Pendens was recorded on July 1, 2004, at the Essex County Registry of Deeds, a copy of which is attached.

Signed under the pains and penalties of perjury this 31 day  
of May, 2005.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By: Jennifer H. Zacks  
Jennifer H. Zacks  
Assistant U.S. Attorney  
1 Courthouse Way  
Suite 9200  
Boston, MA 02210  
(617) 748-3100

Dated:

**COMMONWEALTH OF MASSACHUSETTS**

Suffolk, ss.

Boston

Then personally appeared the above-named Jennifer H. Zacks,  
Assistant United States Attorney, and acknowledged the foregoing to  
be to the best of her knowledge, information, and belief, and to be  
her free act and deed on behalf of the United States of America.

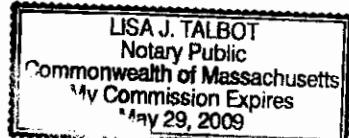
Subscribed to and sworn before me this 31<sup>st</sup> day of May, 2005.

Lisa J. Talbot  
Notary Public  
My Commission expires: 5/29/09

APPROVED AND SO ORDERED:

Ryan W. Zobel  
RYAN W. ZOBEL  
United States District Judge

Dated: 6/2/05, 2005



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07/01/2004 15:23:00 OTHER Pg 1/5

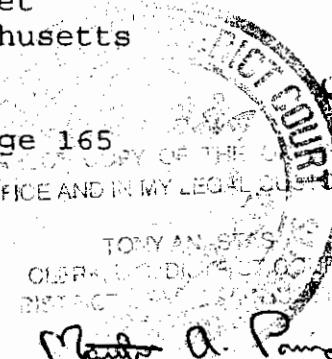
UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,	)	Criminal No. 04-10176-RWZ
	)	
v.	)	<u>Record Owner:</u>
	)	Heriberto Ruiz
HERIBERTO RUIZ,	)	
	)	<u>Property:</u>
Defendant.	)	226 Essex Street
	)	Saugus, Massachusetts
	)	
	)	<u>Deed</u>

Book 22226, Page 165

MAILED COPY OF THE ORIGINAL  
IN MY OFFICE AND IN MY LEGAL CUSTODY.

NOTICE LIS PENDENS



TO ALL WHOM IT MAY CONCERN:

PLEASE TAKE NOTICE that on June 9, 2004, a Federal Grand Jury sitting in Boston, Massachusetts, returned an Indictment against Heriberto Ruiz, in which the United States of America, by and through its attorney, Michael J. Sullivan, United States Attorney for the District of Massachusetts, seeks forfeiture against the above-captioned Property located at 226 Essex Street, Saugus, Massachusetts. Said Indictment charges Heriberto Ruiz with, among other things, a violation of 18 U.S.C. § 1344(2) and further alleges that, pursuant to 18 U.S.C. § 982(a)(2)(A) and 21 U.S.C. § 853(p), the property located at 226 Essex Street, Saugus, Massachusetts, constitutes, or is derived from, proceeds obtained, directly or indirectly, as a result of such violation.

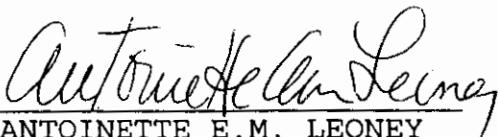
US Courthouse  
Attala/Talbot  
Courtouse Way S-920  
ms 02210

For title to this Property, see Deed recorded at Book 22226, Page 165, of the Essex County Registry of Deeds, in the name of Heriberto Ruiz, a copy of which is attached hereto.

Respectfully submitted,

MICHAEL J. SULLIVAN  
United States Attorney

By:

  
ANTOINETTE E.M. LEONEY  
JENNIFER H. ZACKS  
Assistant U.S. Attorneys  
Suite 9200  
1 Courthouse Way  
Boston, MA 02210  
(617) 748-3100

Date: June 14, 2004

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 07/01/2004 15:23:00 OTHER Pg 3/5

## COMMONWEALTH OF MASSACHUSETTS

Suffolk, ss.

OATH

The undersigned Antoinette E.M. Leoney, Assistant United States Attorney, on her oath declares that the proceeding referred to above affects the title to the land and building as described above.

*Antoinette E.M. Leoney*  
Antoinette E.M. Leoney  
 Assistant U.S. Attorney

Dated:

Then personally appeared the above-named Antoinette E.M. Leoney, Assistant United States Attorney, and acknowledge the foregoing to be true to the best of her knowledge, information and belief, and to be her free act and deed on behalf of the United States of America.

Subscribed to and sworn before this 21<sup>st</sup> day of June, 2004.

*Lisa J. Talbot*

NOTARY PUBLIC

My Commission Expires

5/29/09

The above-captioned action constitutes a claim of right to title to real property or the use and occupation thereof or the building thereon.

SO ORDERED AND ENDORSED:

*Rand T. Bel*  
Rand T. Bel  
 United States District Judge

Date: 6/21/04

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 07/01/2004 15:23:00 OTHER Pg 4/5

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

UNITED STATES OF AMERICA,	)	Criminal No. 04-10176-RWZ
	)	
v.	)	<u>Record Owner:</u>
	)	Heriberto Ruiz
HERIBERTO RUIZ,	)	
Defendant.	)	<u>Property:</u>
	)	226 Essex Street
	)	Saugus, Massachusetts
	)	<u>Deed</u>
		Book 22226, Page 165

**AFFIDAVIT OF SERVICE**

I, Paula McCarron, Forfeiture Specialist, United States Postal Inspection Service, being duly sworn, depose and say:

1. The attached Notice of Lis Pendens was issued in the above-captioned case and relates to real property which is subject to forfeiture pursuant to Title 18, United States Code, Section 982(a)(2)(A), and Title 21, United States Code, Section 853(p).

2. I have served the aforementioned Notice of Lis Pendens by certified mail addressed to:

Heriberto Ruiz  
226 Essex Street  
Saugus, MA 01906

Stephen A. Jonas, Esquire  
as Counsel for Heriberto Ruiz  
Wilmer, Cutler, Pickering, Hale and Dorr, LLP  
60 State Street  
Boston, MA 02109

Countrywide Home Loans, Inc.  
MS SV-79 Document Processing  
P.O. Box 10423  
Van Nuys, CA 91410-0423

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07/01/2004 15:23:00 OTHER Pg 5/5

Town of Saugus Assessor's Office  
Town Hall, First Floor  
298 Central Street  
Saugus, MA 01906

3. The Lis Pendens will also be served upon counsel for any claimant after counsel files his/her appearance.

Signed under the pains and penalties of perjury this 1st day of July, 2004.

Paula McCarron  
Paula McCarron  
Forfeiture Specialist  
United States Postal Inspection Service

Commonwealth of Massachusetts  
Essex, SS.

Then personally appeared, the above named Paula McCarron, Forfeiture Specialist, United States Postal Inspection Service, and acknowledged the foregoing to be true to the best of her knowledge, information, and belief, and to be her free act and deed on behalf of the United States of America.

Subscribed to and sworn before me this 1st day of July, 2004

Lynne D Osborne  
Notary Public  
Lynne D Osborne

My Commission Expires:

MARCH 3, 2011

N:\LTalbot\Zacks\Ruiz\Affidavit of Service.wpd